

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA

v.

**TRANSOCEAN INC.,
Defendant**

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§

CRIMINAL NO. H-10-768

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**UNOPPOSED MOTION TO
DISMISS INFORMATION**

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, the United States of America, by and through undersigned counsel, hereby moves to dismiss the criminal information filed in the above-captioned case against the defendant, TRANSOCEAN INC. (“Transocean”). As grounds therefore, the government states as follows:

1. On November 4, 2010, the United States filed a criminal information charging Transocean with conspiring to violate the Foreign Corrupt Practices Act (“FCPA”), in violation of Title 18, United States Code, Section 371, and violating the anti-bribery and books and records provisions of the FCPA, in violation of 15 U.S.C. §§ 78dd-1 and 78m(b)(2)(A), 78m(b)(5), and 78ff(a). Dkt. Entry No. 1.

2. On the same date, the United States entered into a three-year deferred prosecution agreement (“DPA”) with Transocean, which was filed with the Court on November 4, 2013. Dkt. Entry No. 5. Pursuant to the DPA, if Transocean fully complied with all of their obligations under the DPA, the United States would not continue the

criminal prosecution against Transocean and would move to dismiss the criminal information upon the expiration of the DPA's three-year term. *Id.* at ¶17.

3. The government has determined that Transocean has fully complied with all of its obligations under the DPA and that dismissal with prejudice of the Information is therefore appropriate pursuant to Paragraph 17 of the DPA.

4. The government has conferred with counsel for Transocean, who concurs that dismissal is appropriate at this time.

WHEREFORE, pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of Court, the United States hereby moves to dismiss with prejudice the criminal information filed in the instant case. A proposed order is attached.

Respectfully submitted,

JEFFREY H. KNOX
Chief, Fraud Section

By: s/ Adam G. Safwat
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CERTIFICATE OF SERVICE

I certify that on November 22, 2013, I served a copy of the foregoing motion using the CM/ECF system on defense counsel in this matter.

By: s/ Adam G. Safwat
Adam G. Safwat
Deputy Chief, Fraud Section
Criminal Division
U.S. Department of Justice

